IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 31923 of 2007(A)

PETITIONER:

M/S.GOPIKA DAIRY FARMS, REPRESENTED BY ITS MANAGING PARTNER, K.P.ANIL KUMAR, KONGORPPILLY, ERNAKULAM - 683 525.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON
SRI.JIBU P THOMAS
SRI.P.S.APPU

RESPONDENTS:
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1. THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE TAXES (B) DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE KERALA SALES TAX APPELLATE TRIBUNAL, ERNAKULAM.

3. THE ADDITIONAL SALES TAX OFFICER, IST CIRCLE, KALAMASSERY, ERNAKULAM.

4. THE DISTRICT INDUSTRIES CENTRE, REPRESENTED BY ITS MANAGER, ERNAKULAM.

BY GOVERNMENT PLEADER SRI.K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 31923 OF 2007 A
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Dated this the 30th day of October, 2007

J U D G M E N T

Seeking review of Ext.P4, petitioner filed Ext.P7 review petition along with Ext.P8 application for condonation of delay and Ext.P9 application for stay. It is seeking disposal of Exts. P7 to P9, that this writ petition has been filed.

2. Taking into account the pendency of the review petition as stated above, I dispose of this writ petition directing that the 2nd respondent shall consider Ext.P8 application for condonation of delay and depending upon the decision on Exts.P8, P9 application for stay also shall be considered. This the 2nd respondent shall do within three weeks from the date of receipt of a copy of this judgment.

3. In the meanwhile, proceedings if any, for recovery of the amount due in terms of Ext.P4 shall be kept in abeyance for a period of one month.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC, JUDGE.

Rp